UNITED STATES DISTRICT COURT***SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION

Nathan Smith, *Plaintiff*,	§ § §	
vs.	§ § §	Civil Action H-07-784
The Abandoned Vessel, et al. *Defendants*.	§ §	

RULE 16 SCHEDULING ORDER

The following schedule shall be followed. All communications concerning the case shall be directed in writing to Ellen Alexander, Case Manager for United States District Judge David Hittner, P.O. Box 61010, Houston, TX 77208.

1. January 31, 2008 — NEW PARTIES shall be joined, with leave of court, by this date. The attorney causing such joinder shall provide copies of this ORDER to the new parties.

2A. February 29, 2008 — PLAINTIFF, or party with the burden of proof, shall designate EXPERT WITNESSES. Designation shall be in writing to opponent. Expert reports shall be served within 60 days of the designation.

B. March 31, 2008 — DEFENDANT, or responding party, shall designate EXPERT WITNESSES. Designation shall be in writing to opponent. Expert reports shall be served within 60 days of the designation.

3. February 29, 2008 — AMENDMENTS to pleadings, **with** leave of court, shall be made by this date.

4. July 1, 2008 — DISCOVERY shall be completed by this date.

5. July 31, 2008 — MOTION CUT-OFF. No motion, including motions to exclude or limit expert testimony under Fed. R. Evid. 702, shall be filed after this date except for good cause shown. See LR 7.

6. October 30, 2008 — The JOINT PRETRIAL ORDER shall be filed on or before this date notwithstanding that a motion for continuance may be pending. Parties shall exchange all trial exhibits on or before this date notwithstanding that a motion for continuance may be pending. NO LATE EXCHANGES OF EXHIBITS WILL BE PERMITTED. All motions in limine shall be submitted with the pretrial order. Failure to file timely a joint pretrial order, motions in limine, or exchange all trial exhibits may result in this case being dismissed or other sanctions imposed, in accordance with all applicable rules.

7. November/December 2008 — TRIAL TERM. Cases will be set for trial at a docket call, conducted prior to the trial term or by order of the Court. Your position on the docket will be announced at that time.

~~Jury~~/Non-Jury ETT: 3 days

All documents filed must be 14 point font, double spaced with not less than one inch margins.

SIGNED on October 25, 2007.

Stephen Wm Smith
United States Magistrate Judge

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